IN RE: PETITION FOR ADMIN. VARIANCE E/S of Sunnyview Drive, 287' NE of the centerline of Dalebrook Drive 10th Election District 6th Councilmanic District (9 Sunnyview Drive)

> William A. Halterman & Joan M. May Petitioners

- * BEFORE THE
- DEPUTY ZONING COMMISSIONER
- * OF BALTIMORE COUNTY
- * CASE NO. 99-435-A

: * * * * * * * * * * *

ORDER OF DISMISSAL

The Petitioners herein filed a Petition for Administrative Variance for the property located at 9 Sunnyview Drive in the Sunnybrook subdivision of Baltimore County. An administrative variance was requested from Section 400.3 of the Baltimore County Zoning Regulations (BCZR) to allow an accessory structure (detached garage) with a height of 17 ft. 4 in. in lieu of the maximum allowed 15 ft.; and,

WHEREAS, a letter was received from the Petitioners, Mr. William A. Halterman and Ms. Joan M. May, in the Office of Permits and Development Management on July 9, 1999, addressed to the Director, Arnold Jablon. The letter requested a withdrawal of the Petition for Administrative Variance.

IT IS THEREFORE, ORDERED by the Deputy Zoning Commissioner of Baltimore County, this 9th day of July, 1999, that the hereinabove Petition for Administrative Variance be and is hereby WITHDRAWN and DISMISSED, without prejudice.

TMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:rai



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

July 9, 1999

Mr. William A. Halterman Ms. Joan M. May 9 Sunnyview Drive Phoenix, Maryland 21131

RE: Case No. 99-435-A

Petition for Administrative Variance Property: 9 Sunnyview Drive

Dear Mr. Halterman & Ms. May:

Enclosed herewith is a copy of an Order of Dismissal regarding the above captioned case. The matter has been dismissed, without prejudice.

Very truly yours,

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

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TMK:raj Encl.



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at #9 SUNNYVIEW DRIVE	
which is presently zoned RC4	

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400, 3 To allow an acceptant of 17 ft. 4in.

In lieu of the maximum allowed 15 ft. of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form. Property is to be posted and advertised as prescribed by the zoning regulations. I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee: Legal Owner(s): Name - Type or Print Signature Address Telephone No. City State Zip Code Attorney For Petitioner: Name - Type or Print Representative to be Contacted: Signature Company Address Telephone No. City State Zip Code A Public Hearing having been formally demanded and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning regulations of Baltimore County and that the property be reposted.

	Zoning Commissioner of Baltimore County
CASE NO. $99-435-4$	Reviewed By Date 5-4-99
REV 915198	Estimated Posting Date 5-16-99

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at		ENJ DRIVE	
	Address PHOGHIX	₩D. State	Z113)
That based upon personal knowledge, the followariance at the above address (indicate hardshapproximately 1500 S.F. The House Does in Considerable Iawh, trees and shrubby and wish to extend the Roof to A May variance in Zoning Reculations is so the Sarage to accompate our severe stainter clothes is an almost impossible to store our carden and lawn care to store our carden and lawn care when shop and to store our second to store our sarage and lawn care along short shop and to store our sarage and lawn care along short second story for the store	ip or practical difficulty): NOT HAVE A CARAGE CRY. WE HAVE THE KIUM HEICHT OF I HAT WE MAY ADD FORAGE PROBLEM. ECHORE, THE FRST EQUIPMENT (I.E.R	OUR HOMES USABLE ! THE HOUSE FOT SIZE INTENTION OF BUILD T'4". OUR REASON FO A SHORT SCCOND ST THE TASK OF JUST S FLOOR OF THE PROPOSO DING MOWER ETC.) S FIRST FLOOR USES!	IVING SPACE IS E IS 1.75 ACRES, WITH INFO A GARAGE 30'X30' IR REQUESTING THIS TORY TO OUR PROPOSED STORING SUMMER OR ED GARAGE IS INTENDED SERVE AS A HOME THE ABILITY TO USE
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide	ormal demand is filed, additional information.	Affiant(s) will be required	to pay a reposting and
Name - Type or Print STATE OF MARYLAND, COUNTY OF BALTII		Type or Print	
of Maryland, in and for the County aforesaid, we the Affiant(s) herein, personally known or satisfiaw that the matters and facts hereinabove set to	ersphally appeared A A A A A A A A A A A A A A A A A A A	e as such Affiant(s), and n	Notary Public of the State nade oath in due form of knowledge and belief.
AS WITNESS my hand and Notarial Seal April 20, 1999 Date	Notary Public	nie & Berk	
	My Commission	on Expires ''/"'/	7 9

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	#9 SUNNYVI	EW DRIVE	- 110,000.
The second of th	Address	MD.	7 u3 (
	City	State	Zip Code
That based upon personal knowledge, the followariance at the above address (indicate hardship proximately 15005.F. The House of MPROXIMATELY 15005.F. The House of MPROXIMATELY 15005.F. The House of MITH CONSIDERABLE LAWH, TREES A LARAGE 30'X 30' AND WISH TO EXCORD STORE OF REQUESTING THIS MAY ADD A SHORT SECOND STORE OF PROBLEM, PECAL STORAGE PROBLEM, PECAL STORAGE PROBLEM, PECAL STORAGE IS INTENDED TO STORE OF ALL CLES, WITH THESE INTENDED TO STORY FOR THE STORE OF ALL CLESS. That the Affiant(s) acknowledge(s) that if a formation of the provide of advertising fee and may be required to provide of the store of the provide of th	YTO OUR TROP USE OF OUR H THE TASK OF BLE CHORE. E OUR GARD E AS A HOME D FIRST Flo STORAGE OF	OSEN GARAGE TO OMES SMALLISH A FOUST STORING SO THE FIRST FLOOR EN AND LAWN CAR ENDORY SHOP, AND OR USES, THE AB OUR HOUSEHOLD	ACCOMODATE OUR ATURE THERE IS A UMMER OR WINTER OF THE PROPOSED REEQUIPMENT D TO PARK SILITY TO USE A NEEDS IS CRITICA
Name - Type or Print	Nan .	e - Type or Print /	
STATE OF MARYLAND, COUNTY OF BALTIN	• •	,	
of Maryland, in and for the County aforesaid, for M. Skry Will	li A. I Latte		Notary Public of the State
the Affiant(s) herein, personally known or satistial law that the matters and facts hereinabove set for the satistic state of the sa	nactorily identified to orth are true and com	me as such Amant(s), and fect to the best of his/her/thei	r knowledge and belief.
April 26, 1999	Notary Pub	igue & Birt	JZ
Jac	•	sion Expires	199

REV 09/15/98



CASE NO.

REU 9/15/98

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at #9 SUNNYVIEW DRIVE
which is presently zoned RC4

I/We do solemnly declare and affirm, under the penalties of

Zoning Commissioner of Baltimore County

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400.3 To allow an a ccessory structure (detached garage) to be with a height of 17st 4in 10 liew of the maximum allowed 15st.

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form.

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

			perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchase	r/Lessee:		Legal Owner(s):
			William A. Halterman
Name - Type or Print			Name - Type or Print
Signature			Signature
Address		Telephone No.	JOAH M. MAY
Addless	•	тенерлопе мо.	Name - Type or Print
City	State	Zip Code	Signature
Attorney For Petitie	oner:		#9 SUNAYVIEW DRIVE 410-667-114
			Address Telephone No. Hospix Mi 21131
Name - Type or Print			City State Zip Code
Signature	·		Representative to be Contacted:
Olghature			William A. Halterman
Company			Name #19 SUNDY VIEW DRIVE
Address		Telephone No.	Address /, Telephone No.
			MOENIX M') 21131
City	State	Zip Code	City State Zip Code
A Public Hearing having I	een formally deman	ded and/or found to b	e required, it is ordered by the Zoning Commissioner of Baltimore County,
this day of regulations of Baltimore Cou	inty and that the prope	iat the subject matter of erty be reposted.	this petition be set for a public hearing, advertised, as required by the zoning

Estimated Posting Date

Towns of DESCRIFTION

9 Sunny view DR.

Beginning at a point on the east side # 435

of sunny view DR., 287 At, to north east

of the Center line of Dalebrook DR.

Being lot #5, Block C, Section I in the

Subdivision of Sunny brook as recorded in

BALTO County Plat Book GLB 23 folio 91,

Containing 75 ocret and located in the 10th

Election District.



FORMAL DEMAND FOR HEARING

CASE NUMBER: _ 99 - 435 - A
7.00
Address: 9 SUNNYUIZA DRIVE
Petitioner(s): WILLIAM HALTERMAN A GAUMY
TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:
I/We SUNNY BROOK GOMMUNITZE ASSOCI
() Legal/Owner OR () Resident of
THOERIX, MD. 20131
City State Zip Code
Telephone Number
which is located approximately feet from the property, which is the subject of the above petition, do hereby formally demand that a public hearing be set in this matter. ATTACHED AS THE REQUIRED PROCESSING FEE FOR THIS
DEMANES
Signature Date
Sung Blook Communities ASSOC,
Signature Date Revised 9/18/98 - wcr/sci

MISCELLANEOUS RECEIPT	NANO. I COLLEGE	
		ROLES ACTIN. THE PER
A. A	AMOUNT \$ L-/ ()	R. NI. 067564 EARTH TON THE STATE OF THE STA
request for	bearing (99-435-A)	Saltimore County, Maryland
DISTRIBUTION WHITE - CASHIER PINK - AGENCY Y	STRBUTION HITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	CASHIER'S VALIDATION

Near Tot to the Second Second Building County, Burkend within and the continue PAL N Carat & San STIP. 14em No. 967800 ACCOUNT R-001-6150 AMOUNT \$ 25 M. # 9 Summy View BALTIMORE COUNTY, MARYL OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT DISTRIBUTION WHITE - CASHIER RECEIVED FROM: F09.

CASHIER'S VALIDATION

YELLOW · CUSTOMER

PINK - AGENCY

CERTIFICATE OF STING

ADMINISTRATIVE

RE Case No : 99-435-A

Petitioner/Developer _-HALTERMAN, ETAL

Date of Hearing/Closing 5/31/99

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention Ms Gwendolyn Stephens

Ladies and Gentlemen

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at #9 SUNNYVIEW DR.

The sign(s) were posted on ___

99-435-A H9-SUNNYHEW DR.

Sincerely,

(Signature of Sign Poster and Date) 5/19/199

PATRICK M. O'KEEFE (Printed Name)

523 PENNY LANE

(Address)

HUNT VALLEY, MD. 21030 (City, State, Zip Code)

410-666-5366; CELL-410-905-8571 (Telephone Number)

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

				#0 0	ſ
Case N	Number 99-	435 A	Addr	ess <u> </u>	ny View Dr.
Contac	ct Person: _	John Planner, Plea	SU//rV4vc ise Print Your Name		Phone Number: 410-887-3391
Filing I	Date: <i>5</i>	-4-99	Posting Da	te: <u>5-16-99</u>	Closing Date: <u>5-3/-99</u>
Any co	ontact made to the contac	with this office t person (planner)	regarding the s) using the case	status of the adn	ninistrative variance should be
] ; ;	reverse side reposting m is again res	e of this form) and ust be done only ponsible for all a	d the petitioner i by one of the sig ssociated costs.	is responsible for n posters on the The zoning not	ters on the approved list (on the all printing/posting costs. Any approved list and the petitioner ice sign must be visible on the emain there through the closing
á	a formal red	The closing date quest for a public public hearing, the	c hearing. Plea	ase understand t	or owner within 1,000 feet to file hat even if there is no formal closing date.
((commissione order that tl (typically wit	er. He may: (a) he matter be set hin 7 to 10 days (grant the requent in for a public of the closing da	ested relief; (b) d hearing. You te) as to whether	y the zoning or deputy zoning eny the requested relief; or (c) will receive written notification the petition has been granted. you by First Class mail.
) c p	whether du commissione changed giv	e to a neighbor' er), notification w ing notice of the l	s formal reques vill be forwarded nearing date, tim	it or by order of i to you. The se ie and location. I	hat must go to a public hearing the zoning or deputy zoning sign on the property must be as when the sign was originally ered sign must be forwarded to
			(Detach Along Do	otted Line)	
Petitior	ner: This P	art of the Form is	s for the Sign P	oster Only	
		USE THE ADM	IINISTRATIVE V	ARIANCE SIGN	FORMAT
Case N	umber 99-	435 -A	Address _#	9 Sunny	ilew DR.
Petition	er's Name _	William H	alterman	[′] Te	lephone (410) 667-1149
		5-16-99			
Wording	g for Sign: _	To Permit an	accessor,	y structur	e (detached garage)
wit.	nahe	ight of 17	t. 4 in in fi	éu of the w	e (detached garage)
			-		

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

Item Number or C	Case Number:
	ASE NUMBER
Petitioner:	on: #9 Sunnyview DR., Phoenix, ad, 2/13/
Address or Locati	on: #9 Sunnyview DR. Phoenix and 2/13/
Name:	RD ADVERTISING BILL TO:
Address:	_same_
Talaskas - Nosel	er: (410) 667-1149

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

	Date: June 3, 1999
TO:	Arnold Jablon
FROM:	R. Bruce Seeley My
SUBJECT:	Zoning Item #435
·	Joan May Property - 9 Sunnyview Drive
	Zoning Advisory Committee Meeting of May 24, 1999
	Department of Environmental Protection and Resource Management has no lents on the above-referenced zoning item.
an ext	Department of Environmental Protection and Resource Management requests tension for the review of the above-referenced zoning item to determine the to which environmental regulations apply to the site.
	Department of Environmental Protection and Resource Management offers llowing comments on the above-referenced zoning item:
X	Development of the property must comply with the Regulations for the Protection of Water Quality, Streams, Wetlands and Floodplains (Sections 14-331 through 14-350 of the Baltimore County Code).
	Development of this property must comply with the Forest Conservation Regulations (Section 14-401 through 14-422 of the Baltimore County Code).
	Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).



700 East Joppa Road Towson, Maryland 21286-5500 410-887-4500

June 2, 1999

Arnoli Jablon, Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MESTING OF May 24, 1999

Jentlemen:

Pursuant to your request, the referenced property has been curveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

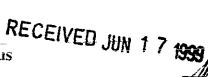
2. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 387-4881, MS-1102F

cc: File





Myseld

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date: May 25, 1999

TO: Arnold Jablon, Director

Department of Permits

and Development Management

FROM: Arnold F. 'Pat' Keller, III, Director

Office of Planning

SUBJECT: Zoning Advisory Petitions

The Office of Planning has no comment on the following petition (s): Item No (s): 426, 435, 436, 437, 438, 439, 444, 445, 446, 448 and 455

If there should be any questions or this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 410-887-3480.

Section Chief:

AFK/JL



Parris N. Glendening Governor John D. Porcari Secretary Parker F. Williams Administrator

Date: 5.21.99

Ms. Gwen Stephens Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE: Baltimore County

Item No. 435 JJS

Dear. Ms Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

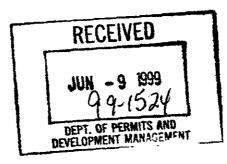
Ir Michael M. Lenhart, Chief

P. J. Gredle

Engineering Access Permits Division

To: ARNOLD JABION DIRECTOR PDM TOSU

OH 5-4-99 WE APPLIED FOR AN ADMINISTRATIVE ZOHING VARIANCE CASE # 435-A, AT THIS TIME WE WISH TO STOP THE ZONING PROCESS BECAUSE OF A FILED COMPLAINT.



Called Mr Htold him Detter
needed to
withdraw his
veguest, not
stop the zoning
process

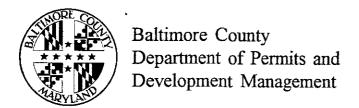
Willi A. Halling Joan M. May

w-396-6231 H-667-1149

To: ARNOLD JABLON DIRECTOR PDM

ON 5-4-99 WE APPLIED FOR AM ADMINISTRATIVE ZONING VARIANCE, CASE #435-A. AT THIS TIME WE WISH TO WITHDRAW OUR REQUEST FOR A ZONING VARIANCE.

Joan M. May



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

May 20, 1999

Joan M. May William A. Halterman 9 Sunnyview Drive Phoenix, MD 21131

Dear Petitioners:

RE: Demand for Public Hearing, Case Number 99-435-A, 9 Sunnyview Drive

The purpose of this letter is to officially notify you that the posting of the subject property has resulted in a timely demand on May 17, 1999 for a public hearing concerning the above proposed administrative procedure.

As soon as the hearing has been scheduled, you will receive a notice of public hearing indicating the date, time and location of the hearing. This notice will also contain the date that the sign must be reposted with the hearing information.

As a result of the above, the property must be reposted with the hearing date, time and location. This notification will be published in the Jeffersonian and you will be billed directly by Patuxent Publishing for this.

If you need any further explanation or additional information, please feel free to contact me at 410-887-3391.

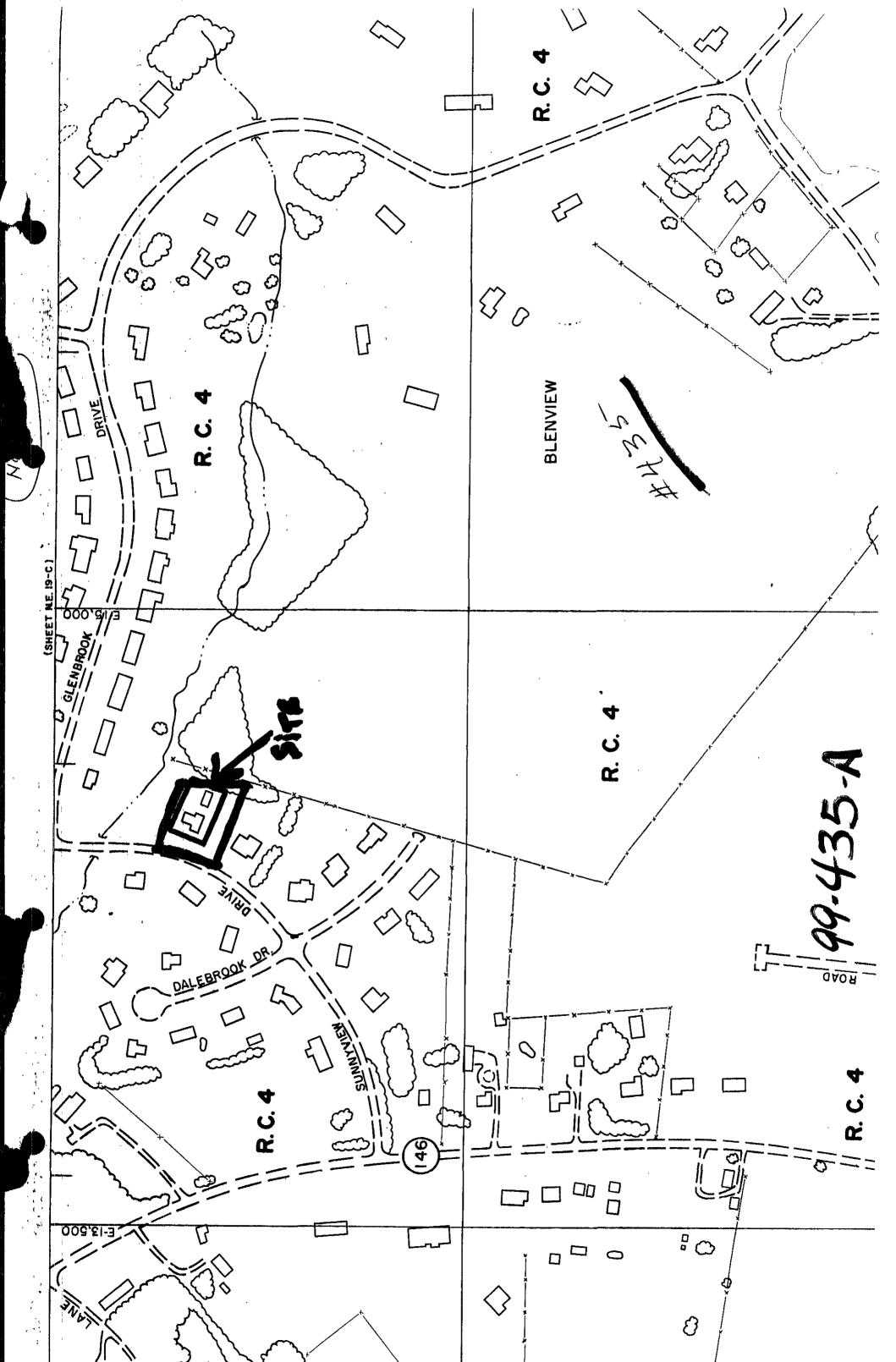
Very truly yours,

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR:scj

c: Sunnybrook Community Association

Hollaman 99-435 A 5/21/99 Admin. Val. Owen toll uch to hold up heaving he will try to get Demand Committed.





frontso Back, Tree Line = Alon easement #



99-435-A

99.435 A

Item Number:

435

Type: Administrative

Legal Owner: Joan M. May & William * Halterman

Contract Purchaser:

N/A

Critical Area?: No Election District: 10th

Councilmanic District: 6th

Reviewer: JJS

Property Address:

9 Sunnyview Drive

Location: E/S Sunny View Drive, 287' NE of centerline Dalebrook Drive

Existing Zoning:

Proposed Zoning:

R.C.-4 ADMINISTRATIVE VARIANCE to allow an accessory structure (detached garage) with a height of 17 feet, 4 inches

in lieu of the maximum allowed 15 feet.

.75 +/- acre Area:

N/A Attorney: Miscellaneous: